

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION

JENNIFER PARKER

VS.

WAL-MART STORES, INC.

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CIVIL ACTION NO. 3:14-CV-00072

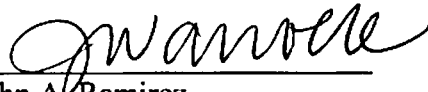
**DEFENDANT, WAL-MART STORES TEXAS, L.L.C.'S FIRST SUPPLEMENTAL
INITIAL DISCLOSURES**

TO THE HONORABLE UNITED STATES DISTRICT COURT:

COMES NOW, DEFENDANT, WAL-MART STORES TEXAS, L.L.C., [Incorrectly
named "Wal-Mart Stores, Inc."], and pursuant to the FEDERAL RULES OF CIVIL PROCEDURE, files
these Supplemental Initial Disclosures

Respectfully submitted,

BUSH & RAMIREZ, P.L.L.C.



John A. Ramirez

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ATTORNEYS FOR DEFENDANT
WAL-MART STORES TEXAS, L.L.C.

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the above and foregoing instrument was served on all counsel of record pursuant to the Texas Rules of Civil Procedure on this the 15th day of July 2014.

Jeffrey Todd
Law Office of Alton Todd
312 S. Friendswood Drive
Friendswood, Texas 77546



JOHN A. RAMIREZ/JULIE C. WARNOCK

**DEFENDANT WAL-MART STORES TEXAS FIRST SUPPLEMENTAL
INITIAL DISCLOSURES**

A. Individuals with Discoverable Information

1. The name, address (work and home), and telephone number (work and home) of individuals likely to have discoverable information relevant to the disputed facts:

SUPPLEMENTAL RESPONSE:

In supplement to its previous response, Defendant provides the following:

Jennifer Parker
c/o Jeffrey Todd
Law Office of Alton Todd
312 S. Friendswood Drive
Friendswood, Texas 77546
(281) 992-8633
Plaintiff

Wal-Mart Stores Texas, LLC
702 S.W. 8th Street
Bentonville, AR 72716-8095
c/o John A. Ramirez
Bush & Ramirez, PLLC
5615 Kirby Drive, Ste. 900
Houston, Texas 77005
(713) 626-1555
Defendant

Brandon Jensen, Store Manager
Jeremy McCool, ASM
Wal-Mart Store No. 3298
255 FM 518 Road
Kemah, Texas 77565
c/o John A. Ramirez
Bush & Ramirez, PLLC
5615 Kirby Drive, Ste. 900
Houston, Texas 77005
(713) 626-1555

Tameka Virgance, Store Manager
Murphy Oil Gas Station
(281) 538-9829

Any and all physicians, physician assistants, nurses, medical assistants, technicians, healthcare providers, staff and/or custodian(s) of record for:

ADVANCED PAIN MANAGEMENT SPECIALISTS OF BAYTOWN

720 Rollingbrook Street

Baytown, Texas 77521

(281) 420-9355

Jerome O. Carter, MD

Heather Colon, Custodian of Medical and Billing Records

Plaintiff's Healthcare Provider

Any and all physicians, physician assistants, nurses, medical assistants, technicians, healthcare providers, staff and/or custodian(s) of record for:

CHRISTUS ST. JOHN SPORTS MEDICINE AND REHABILITATION

c/o Houston Methodist St. John Hospital

18300 St. John Drive

Nassau Bay, Texas 77058

(281) 523-2112

Hadaesha Portley, Custodian of Billing Records

Plaintiff's Healthcare Provider

Any and all physicians, physician assistants, nurses, medical assistants, technicians, healthcare providers, staff and/or custodian(s) of record for:

ERGONOMIC REHABILITATION OF HOUSTON

283 Lockhaven, Ste. 315

Houston, Texas 77073

(281) 821-4200

Jose Leyva, MD

Ashley Cope, DPT

Danielle Yassall, PT

Rozi Sabanoglu, PTA

Tammie McMahan, Custodian of Medical and Billing Records

Plaintiff's Healthcare Provider

Any and all physicians, physician assistants, nurses, medical assistants, technicians, healthcare providers, staff and/or custodian(s) of record for:

FONDREN ORTHOPEDIC GROUP, LLP

7401 Main Street

Houston, Texas 77030

(713) 799-2300

David M. Bloome, MD

Plaintiff's Healthcare Provider

Any and all physicians, physician assistants, nurses, medical assistants, technicians, healthcare providers, staff and/or custodian(s) of record for:

FUNCTIONAL RESTORATION SERVICES, LLC

11275 South Sam Houston Parkway West, Ste. 150

Houston, Texas 77031

(832) 328-4545

Jose Leyva, MD

Ashley Cope, DPT

Danielle Yassall, PT

Rozi Sabanoglu, PTA

Plaintiff's Healthcare Provider

Any and all physicians, physician assistants, nurses, medical assistants, technicians, healthcare providers, staff and/or custodian(s) of record for:

ONE STEP DIAGNOSTIC

11221 Katy Freeway, Ste. 201

Houston, Texas 77079

(713) 461-7272

Andrew Varady, MD

Laurn P. Henry, Custodian of Medical and Billing Records

Any and all physicians, physician assistants, nurses, medical assistants, technicians, healthcare providers, staff and/or custodian(s) of record for:

THE SPINE AND SPORTS CENTER

Aka Center for Spine & Sports Rehabilitation Excellence

2100 West Loop South, Ste. 150

Houston, Texas 77027

(713) 590-2700

Benoy Benny, MD

Rubi Perez, Custodian of Medical and Billing Records

Plaintiff's Healthcare Provider

B. Relevant Documents and Tangible Things**RESPONSE:**

See documents previously produced:

Description	Bates Beginning	Bates Ending
Incident Report	D000001	D000002
Customer Statement	D000003	D000003
ASM Jerry McCool Statement	D000004	D000005
Video Request Form	D000006	D000006
Surveillance Video	D000007	D000007
Plaintiff's Recorded Statement	D000008	D000023
Photographs	D000024	D000042

SUPPLEMENTAL RESPONSE:

In supplement to its previous response, Defendant produces the following:

Description	Bates Beginning	Bates Ending
Ergo Rehab – Medical and Billing	D000095	D000127
One Step Diagnostics – Medical and Billing	D000128	D000144
The Spine & Sports Center –Medical and Billing	D000145	D000173
Jerome O. Carter, MD – Medical and Billing	D000174	D000187
Christus St. John Sports Medicine and Rehab – Billing	D000188	D000207

C. Information Related to Calculation of Damages

3. Any economic damages should be calculated by adding the reasonable and necessary medical expenses that the Plaintiff would not have incurred, but for the occurrence in question, plus the Plaintiff's loss of income based on pre-accident or most recent earnings that best indicate what post-accident earnings should have been, given the Plaintiff's wage or salary rate, hours or days worked, and amount of time reasonably missed as a result for the occurrence in question, and which Plaintiff would not have missed but for the occurrence in question.

Such calculations should exclude charges related to prior or subsequent conditions, overcharges, charges for narratives and time giving testimony, litigation expenses and expenses that would not have been necessary had the Plaintiff mitigated damages.

Such calculations should also be reduced to present value by an economist or annuitant based on formulas found in economic texts.

However, Defendant denies that Plaintiff suffered any economic damages as a result of the occurrence in question. Defendant would object to the use of this disclosure to the extent that Plaintiff may seek to use it to place the burden of proving the amount of Plaintiff's damages upon the Defendant, or may use this disclosure to prove Plaintiff's damages when such disclosure is based on work product and does not constitute admissible evidence.

D. Insurance

4. All insurance agreements required to be disclosed are described below:

RESPONSE:

Will supplement.

SUPPLEMENTAL RESPONSE:

In supplement to its previous response, Defendant produces the following:

Description	Bates Beginning	Bates Ending
Insurance Declaration Sheet	D000208	D000210